

**UNITED STATES DISTRICT COURT
DISTRICT OF NEVADA**

UNITED STATES OF AMERICA,
Plaintiff,
v.
ADRIAN FUENTES GARCIA,
Defendants.

2:09-CR-262 JCM (RJJ)

ORDER

Presently before the court is petitioner Adrian Fuentes Garcia's second motion seeking an extension in which to file a response to the government's motion to dismiss petitioner's 28 U.S.C. § 2255 motion to vacate. (Doc. #259). The government has not responded.

18 The court previously granted petitioner a 21-day extension, up to and including April 9, 2012,
19 in which to file his opposition to the motion to dismiss. (Doc. #257). The petitioner did not file the
20 opposition, or present motion seeking an extension, until after the new deadline had passed. The
21 court will grant petitioner a second, and final, extension in which to respond to the government's
22 motion.

23 Therefore,

IT IS HEREBY ORDERED, ADJUDGED, AND DECREED that petitioner's motion seeking an extension (doc. #259) be, and the same hereby is, GRANTED.

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1 IT IS THEREFORE ORDERED that petitioner shall have up to, and including, May 9, 2012,
2 to file his response to the government's motion to dismiss.

3 DATED April 18, 2012.

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5 *James C. Mahan*
6 **UNITED STATES DISTRICT JUDGE**
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